

**STATE OF CALIFORNIA**  
**BUSINESS, TRANSPORTATION AND HOUSING AGENCY**  
**DEPARTMENT OF CORPORATIONS**

**TO: MAX4MONEY, INC.**  
**DBA MAX4MONEY**  
**32301-D Camino Capistrano**  
**San Juan Capistrano, CA 92675**

**CITATIONS**  
**AND**  
**DESIST AND REFRAIN ORDER**  
**(Pursuant to California Financial Code section 23058)**

The California Corporations Commissioner finds that:

1. Max4Money, Inc. dba Max4Money, hereinafter (“Licensee”) is, and was at all relevant times herein a corporation authorized to conduct business in California with its principal place of business located at 32301-D Camino Capistrano, San Juan Capistrano CA 92675.

2. On or about August 16, 2005, Licensee obtained a license from the California Corporations Commissioner (“Commissioner”) to engage in the business of deferred deposit transactions at 32301-D Camino Capistrano, San Juan Capistrano CA 92675. .

3. An examination of Licensee conducted by the Commissioner on September 11, 2007 disclosed the following violations:

Citation A. Licensee failed to provide notice with the required disclosures to customers prior to entering into deferred deposit transactions in violation of Financial Code section 23035 (c).

Citation B. Licensee failed to include the address and telephone number of the licensee in the Agreement in violation of Financial Code section 23035 (e).

Citation C. Licensee failed to include disclosure in Agreement that customer cannot be prosecuted or threatened with prosecution in connection with a deferred deposit transaction in violation of Financial Code section 23035 (e) (9).

Citation D. Licensee failed to include disclosure in Agreement that the licensee cannot accept collateral in connection with a deferred deposit transaction in violation of Financial Code section 23035 (e) (10).

Citation E. Licensee failed to include disclosure in Agreement that licensee cannot make a deferred deposit transaction contingent on the purchase of another product or service in violation of Financial Code section 23035 (e) (11).

Pursuant to California Financial Code section 23058, Licensee is hereby ordered to pay to the Commissioner an administrative penalty in the total amount \$8,000 for the following Citations within 30 days from the date of these Citations.

Citation A. \$2,500

Citation B. \$1,000

Citation C. \$1,500

Citation D. \$1,500

Citation E. \$1,500

Pursuant to California Financial Code section 23050, Licensee is hereby ordered to desist and refrain from engaging in the business of deferred deposit transactions in the State of California in violation of the above referenced sections.

These Citations and Desist and Refrain Order are necessary, in the public interest, for the protection of consumers and is consistent with the purposes, policies and provisions of the California Deferred Deposit Transaction Law. These Citations and Desist and Refrain Order shall remain in full force and effect until further order of the Commissioner.

These Citations are separate from any further action that may include other administrative, civil or criminal remedies that the Commissioner may take based upon the violations of law cited herein or otherwise.

California Financial Code section 23058 provides, in relevant part:

(a) If, upon inspection, examination or investigation, based upon a complaint or otherwise, the department has cause to believe that a person is engaged in the business of deferred deposit transactions without a license, . . . the department may issue a citation to that person in writing, describing with particularity the basis of the citation. Each citation may contain . . . an assessment of an administrative penalty not to exceed two thousand five hundred dollars (\$2,500) . . . .

(c) If within 30 days from the receipt of the citation of the person cited fails

1 to notify the department that the person intends to request a hearing as  
2 described in subdivision (d), the citation shall be deemed final.

3 (d) Any hearing held under this section shall be conducted in accordance with  
4 Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2  
5 of the Government Code . . . .

6 California Financial Code section 23050 provides:

7 Whenever, in the opinion of the commissioner, any person is engaged in the  
8 business of deferred deposit transactions, as defined in this division, without  
9 a license from the commissioner, or any licensee is violating any provision  
10 of this division, the commissioner may order that person or licensee to desist  
11 and to refrain from engaging in the business or further violating this division.  
12 If, within 30 days, after the order is served, a written request for a hearing is  
13 filed and no hearing is held within 30 days thereafter, the order is rescinded.

14 The request for a hearing may be made by delivering or mailing a written request to:

15 Steven Thompson  
16 Special Administrator  
17 California Deferred Deposit Transaction Law  
18 Department of Corporations  
19 320 West 4<sup>th</sup> Street, Ste. 750  
20 Los Angeles, California 90013-2344  
21 (213) 576-7610

22 Dated: May 16, 2008  
23 Los Angeles, CA

24 PRESTON DUFAUCHARD  
25 California Corporations Commissioner

26 By \_\_\_\_\_  
27 STEVEN C. THOMPSON  
28 Special Administrator  
California Deferred Deposit Transaction Law